IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 302 OF 2006

Chukabatle Rushiraj V. ... Petitioner

Versus

State & Ors. ... Respondents

Ms. Kinjal i/by Mr. J.S. Kini for Petitioner.

Mr. A.A. Sayed, A.G.P. for R. No. 1.

CORAM : F.I. REBELLO &
ANOOP V. MOHTA, JJ.
DATED : MARCH 20, 2006

P.C.

. Rule. Heard forthwith.

. The Petitioner was appointed against the reserved seat. The relevant committee has till date not decided the caste validity of the Petitioner. In the meantime, Respondent No. 2 had cancelled the admission of the Petitioner on the ground that the Petitioner has not produced caste validity certificate. By order of 24.11.2005 the Petitioner was permitted to appear for Chemical Engineering Examination commenced on 25.11.2005,

without claiming any equity. The present petition was only to appear for the said examination. Considering that Petitioner appeared for examination, we direct Respondent No. 4 that if the Petitioner has passed, to permit him to continue to prosecute his studies. In the meantime, respondent No. 4 is directed to dispose of the Petitioner's claim within the period of three months from today. It is made clear that if the Petitioner's claim is rejected, the Petitioner will claim no equity to continue with his studies. Copy of this order to be forwarded by the Petitioner to Respondent No. 4. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO,J.)

(ANOOP V. MOHTA,J.)